

Accordingly, please cancel claims 1-24, without prejudice, reserving Applicants' right to file a divisional application directed to the invention of the non-elected claims.

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IN THE CLAIMS:

TECH CENTER 1600/2900

Please cancel claims 25-28 and add new claims 29-45:

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29. (New) An adduct of mirtazapine and water.

30. (New) The adduct of mirtazapine and water of claim 29 containing up to about three weight percent water.

31. (New) An adduct of mirtazapine and water prepared by precipitation from a solvent comprising water and either an alcohol or acetone.

32. (New) The adduct of mirtazapine and water of claim 31 wherein the solvent comprises water and an alcohol.

33. (New) The adduct of claim 32 wherein the alcohol is selected from the group consisting of methanol, ethanol and isopropyl alcohol.

34. (New) The adduct of mirtazapine and water of claim 32 wherein the solvent comprises water and ethanol.

35. (New) The adduct of mirtazapine and water of claim 34 wherein the solvent is an about 1:1 to about 1:4 ethanol:water mixture.

36. (New) The adduct of mirtazapine and water of claim 31 containing up to about three weight percent water.

37. (New) An adduct of mirtazapine and water prepared by:
a) slow addition of water at elevated temperature to a mixture of mirtazapine and an organic solvent selected from the group consisting of alcohols and acetone,

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C3